



combine certain counts and dismiss others. Specifically, the Trustee dismissed Count Four (Negligence) and combined Counts One and Two (Aiding and Abetting/Knowing Participation in Sentinel's and Charles Mosley's Breach of Fiduciary Duty). No substantive factual allegations have been added. To the extent allegations appear as additions on Exhibit B, they have only been moved from one location to another as part of the process of combining counts. Defendants have been aware for a number of weeks that the Trustee intended to seek leave to amend his complaint as set forth in this Motion. Accordingly, the amendments will not prejudice defendants in any way and granting leave to amend the complaint in this instance will allow the parties to better define the issues and focus their trial preparations.

For the foregoing reasons, this Court should grant the Trustee leave to file the Third Amended Complaint.

Dated: June 23, 2011

Respectfully submitted,

FREDERICK J. GREDE, not individually but  
as Liquidation Trustee of the Sentinel  
Liquidation Trust

By: /s/ Gregory M. Boyle  
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